



# Limited Purpose Aquaculture License

LPA #

DMR USE ONLY

① Applicant information

Name	
Address	
City, State, Zip	
Phone & email	

② Designate up to 3 assistants

1	
2	
3	

③ Indicate the gear you will be using.

- ☐ Upweller, or "FLUPSY"
- ☐ Shellfish raft
- ☐ Predator nets
- ☐ Spat collectors
- ☐ Tray racks / overwintering cage
- ☐ Soft bags
- ☐ Lantern net

④ What species will you be raising?

- ☐ Blue mussel (*Mytilus edulis*)
- ☐ Hard clam (*Mercenaria mercenaria*)
- ☐ Hen clam (*Spisula solidissima*)
- ☐ Soft shelled clam (*Mya arenaria*)
- ☐ Amer. / Eastern oyster (*Crassostrea virginica*)
- ☐ European oyster (*Ostrea edulis*)

Only the gear and species identified on this form are allowed for use under this license

⑤ What is the source of your stock?

Wild	Hatchery	Name :	
<input type="checkbox"/>	<input type="checkbox"/>	Address :	
		Actual location of supply :	

All wild collected stock must come from within the LPA license Health Area your license is located, OR you will need a DMR permit. Clams may only be obtained from a hatchery unless a town has issued a permit to collect wild stock (see Chapter 2.90 B(2) and D).

⑥ Check off that you have attached the following:

- ☐ Site plan & gear layout (see Instructions on requirements)
- ☐ Copy of certified list of riparian owners within 300' of the license
- ☐ Copy of certified return receipts for all riparians from list above
- ☐ Payment of \$50.00 (Payable to *Treasurer, State of Maine*)

The first three must be provided to the municipal official for their review

⑦	Town official signature	Title	Date
	Print name	Town Name	
I have reviewed this license application and find that this activity, as proposed, will not present an unreasonable interference with navigation, the ingress and egress of riparians within 300' of the license, or fishing or other uses of the area.			

⑧	Applicant signature	Date
I have read, understand, and agree to the requirements of DMR regulations chapter 2.90 & 24 and all applicable laws and regulations.		

LPA Licenses expire at end of each calendar year

NOT VALID UNLESS NUMBERED & APPROVED BY DMR

Check each box  


## STANDARD CONDITIONS & REQUIREMENTS FOR LPA LICENSE HOLDERS

- ☐ The licensed activity must not generate a discharge.
- ☐ An applicant, or named helpers, must be in possession of a copy of the approved LPA license in order to utilize, raise, lift, transfer, or possess any approved aquaculture gear or product.
- ☐ The above requirement is not in effect when a National Weather Service issued hurricane warning is in effect for any coastal waters of the State.
- ☐ When monitoring for biotoxins is required it shall be paid for by the license-holder:

Harvest of product shall be prohibited in closed areas due to marine biotoxins pursuant to Chapter 96.

Prior to harvest for human consumption, commercial or non-commercial use, the aquaculturalist shall submit samples of a minimum of 12 animals for analysis at a DMR Public Health Division Biotoxin Laboratory by contacting the Boothbay Harbor facility at (207) 633-9555 or the Lamoine facility at (207) 667-2418.

- ☐ Detailed records of landings and sales must be maintained. These records must include the LPA license number, site location, date, and data related to marine biotoxin analyses.
- ☐ Each site must be marked at each corner with buoys able to support letters at least 2" high and affixed with reflective tape. Each buoy and equipment shall clearly display the license holder's name, LPA license number, and homeport or home address.
- ☐ Mussel rafts deployed at an LPA license site must also be marked according to the United States Coast Guard Aids to Private Navigation standards (66.01 & 23.31 CFR). The USCG can be reached at (617) 223-8337.
- ☐ Each site must be maintained and kept in good order. A license holder is responsible for errant gear

9	Applicant signature	Date
	I have read, understand, and agree to the conditions and requirements outlined above and authorize staff of State and Federal agencies having jurisdiction over this activity to access the project for the purpose of determining compliance with the rules.	

10	When do you expect to begin operating at your license site?:	
	Please call your DMR regional biologist after setting up your site to set up a site visit. The DMR intends to visit all license sites to ensure the program is operating to requirements.	
	If your lease is located: <ul style="list-style-type: none"><li>• East of the Penobscot River, contact Dave Clifford 255-3926 / david.clifford@state.me.us</li><li>• Between the Kennebec and Penobscot Rivers, contact Ron Aho 586-5572 / ron.aho@state.me.us</li><li>• West of the Kennebec River, contact Don Card 443-2793 / don.card@state.me.us</li></ul>	



# Application Instructions

## Limited Purpose Aquaculture License

- 1 Please provide complete contact information, including a phone and email if you use the address regularly.
- 2 You are allowed to designate three assistants for this license according to the statute that governs this program [12 MRSA § 6072-C]. Only the applicant and named individuals may work at a licensed site. A designated assistant or the applicant must be in possession of a copy of the approved license when working at a license site. You may amend, but not increase, the names on your license. See Section 2.90 (A)(3) of the enclosed rules.
- 3 Check off all boxes that apply. You cannot use gear other than that specified on this list.
- 4 Check off all boxes that apply. You can only raise species that are listed on this application.
- 5 You must specify where you will be obtaining stock for the license. There are regulations in place that are designed to protect shellfish and public health that a license holder must abide. If you are receiving stock from a hatchery you must identify the hatchery as well as the actual location of the stock. See Section 2.90 (B)(2) of the enclosed rules for specific requirements, including the collection of wild stock clams.
- 6 Site plan & gear layout (see the attached sample):

### **Your site plan & gear layout must include the following information**

- One geodetic coordinate for the center of the license location. Use degrees / minutes/ seconds to the hundredth place.
- Indicate the nautical chart number, edition, and date. List the name of any software that you may have used.
- Indicate the datum of the coordinate source (ie., NAD 83)
- Include a north arrow
- Include detail on the following within 1,000' of the license location
  - ✓ Direction of ebb & flood tide
  - ✓ Mean high and low water marks, including the distance from these to the license area
  - ✓ Federal and local channels
  - ✓ Anchorages & moorings
  - ✓ Structures, including other LPA license sites and boundaries of existing leases
  - ✓ Distance to DMR water quality closure lines
  - ✓ Property lines for all riparian owners within 300' of the license
- Draw the layout of the gear to scale. You will need to do this on a separate sheet from the site plan. Indicate the scale on the drawing.

### Riparian notification:

- You must include a current and accurate list of riparian property owners within 300' of the license area. These can be obtained from your town office or the Bureau of Revenue Services (287-2011) for the unorganized territories. A signature by a responsible party that the list is the most current available will serve as certification.
- You must send a copy of the completed application by certified return receipt mail to all the riparian owners on the property list obtained from the town or state. Attach a photocopy of the certified return receipts to verify that you have sent a copy of the completed application to the riparians within 300' of the license.

- 7 You must get the signature of a harbormaster or appropriate town official in order to verify that the municipality has been notified of the license activity and has certified that it will not cause *unreasonable interference* with:

- Navigation
- Ingress & egress of riparians
- Fishing and other uses of the area

You must have completed the riparian notification BEFORE you request a town signature.

- 8 You must sign the application to certify that the information you submitted is true and accurate and you agree to abide by all laws and regulations that govern this activity.
- 9 You must sign the standard conditions and limitations of this license to certify that you understand the requirements of this license.
- 10 Please let us know when you plan to begin operation at your site. Let the appropriate DMR regional biologist know of your start date so a site visit can be scheduled.



**QUESTIONS?** Call 633-9531 or email [mary.costigan@maine.gov](mailto:mary.costigan@maine.gov)  
Mary Costigan, Aquaculture Administrator



**MAIL TWO COPIES OF THE APPLICATION & PAYMENT TO:**

Maine Department of Marine Resources  
Attn: Mary Costigan, Aquaculture Administrator  
P.O. Box 8  
West Boothbay Harbor, ME 04575

## SITING REQUIREMENTS & LIMITATIONS

Good siting is important for the success of your aquaculture activities. While you are no doubt interested in finding a site that will support good growth of your stock, you must consider the following when you are siting a license:

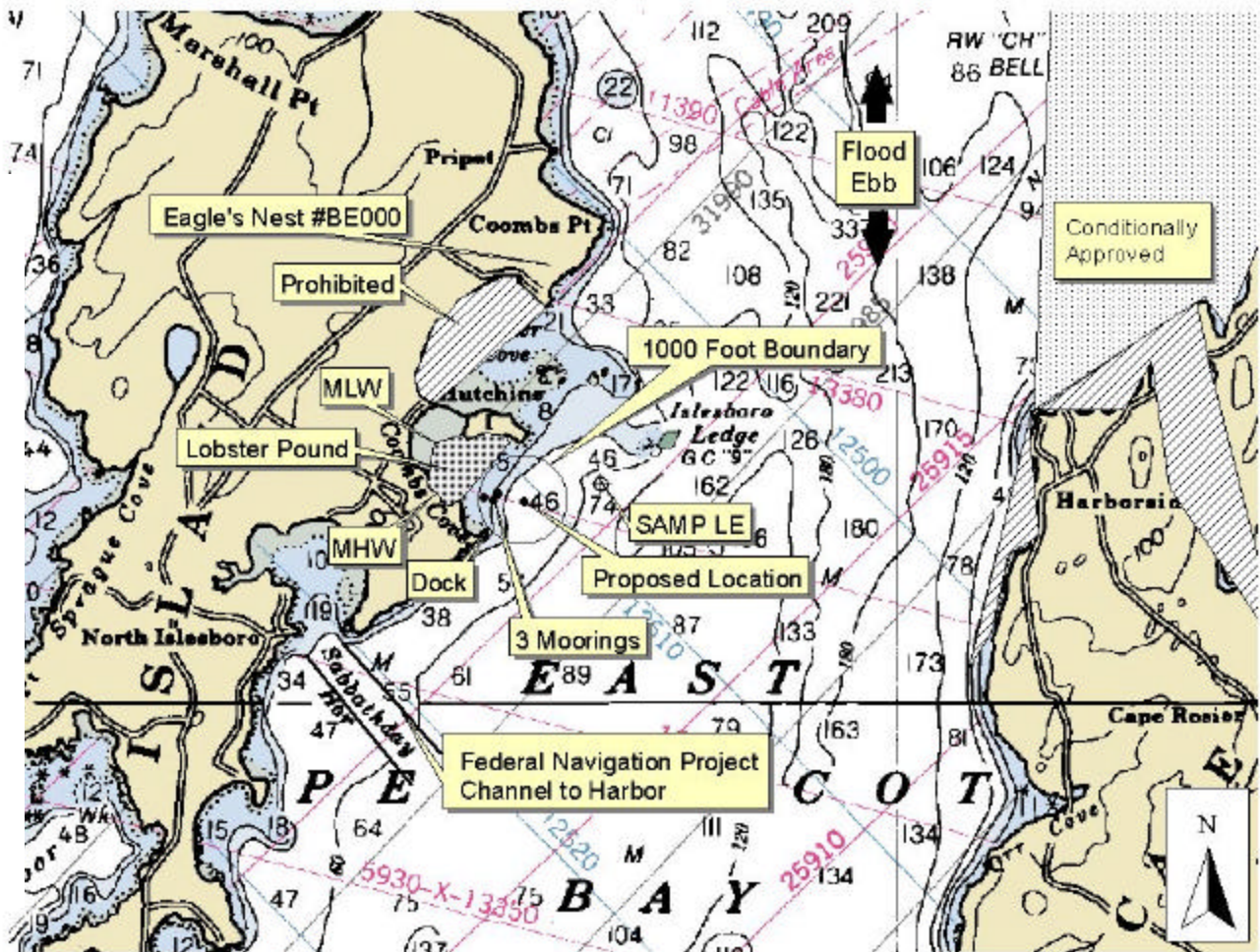
- Your gear can cover no more than 400 square feet. This excludes mooring equipment.
- You must locate your license within Maine's coastal waters.
- There can be no more than 3 other licenses within a 1,000' radius of your license location. There is an exemption for riparian property owners, who are allowed to have one license (shellfish rafts are not included in this exemption) off their shorefront property that does not count toward this density limitation. See Section 2.90 (A)(2) of the enclosed rules.
- Your location must be below the mean low water mark. For towns that have a DMR approved Municipal Shellfish Program (MSP) the location must be below extreme low water. Contact DMR at 624-6562 or your town to find out if there is a MSP in place.
- You must locate your license in a Water Quality Program area that is either approved, conditionally approved, restricted, or conditionally restricted AND in the open status. Contact DMR's Water Quality Program at 633-9501.
- A license cannot be located within 300' of any DMR Water Quality Program closure line.
- A license cannot be located within areas designated as Essential Habitat by the Department of Inland Fisheries & Wildlife. Maps with these boundaries are available from IF&W regional headquarters ([www.state.me.us/ifw](http://www.state.me.us/ifw)), DEP regional offices ([www.state.me.us/dep](http://www.state.me.us/dep)), municipal offices, or at the Land Use Regulation Commission for the unorganized territory ([www.state.me.us/doc/lurc](http://www.state.me.us/doc/lurc)).

The DMR encourages all applicants to contact riparians directly and discuss your operation with them in person. ***Good communication is good aquaculture.***

# SAMPLE SITE PLAN

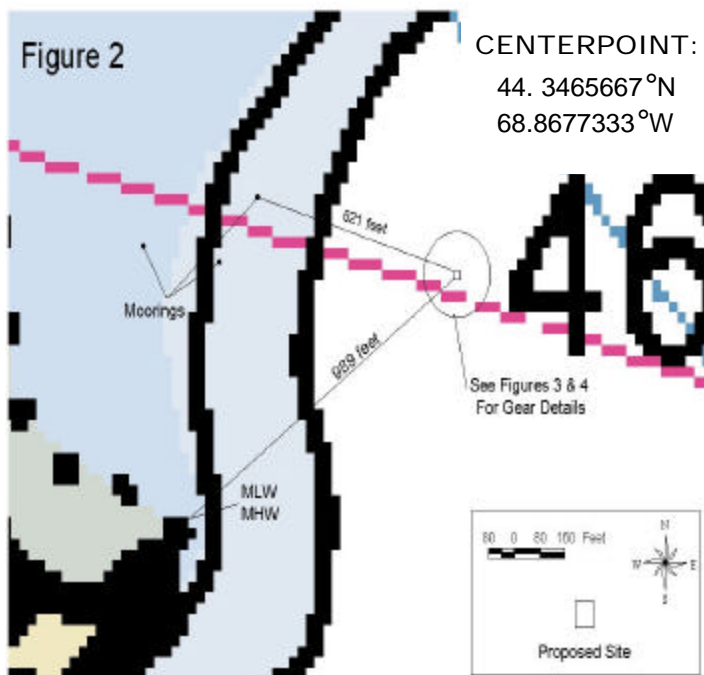
Your site plan may have more or less information as needed

FOR ILLUSTRATION ONLY



NOAA Chart #13302 (NAD 83 datum)

Scale 1:80,000



## DISTANCES FROM LICENSE AREA TO:

- Standard shellfish lease site SAMP LE: 1891.38 feet to the east.
- Nearest dock: 976 feet to the southwest.
- DMR Water Quality Closure Lines – Parker Cove: 3,217.69 feet to the north
- Eagle's Nest BE000: 1.09 miles to the north
- Federal Navigation Project: 1.11 miles to the south
- Lobster Pound in Coombs Cove: 1208.30 feet to the west.

## SAMPLE GEAR PLANS

This illustrates a shellfish raft, other plans will vary

Figure 3: Plan View

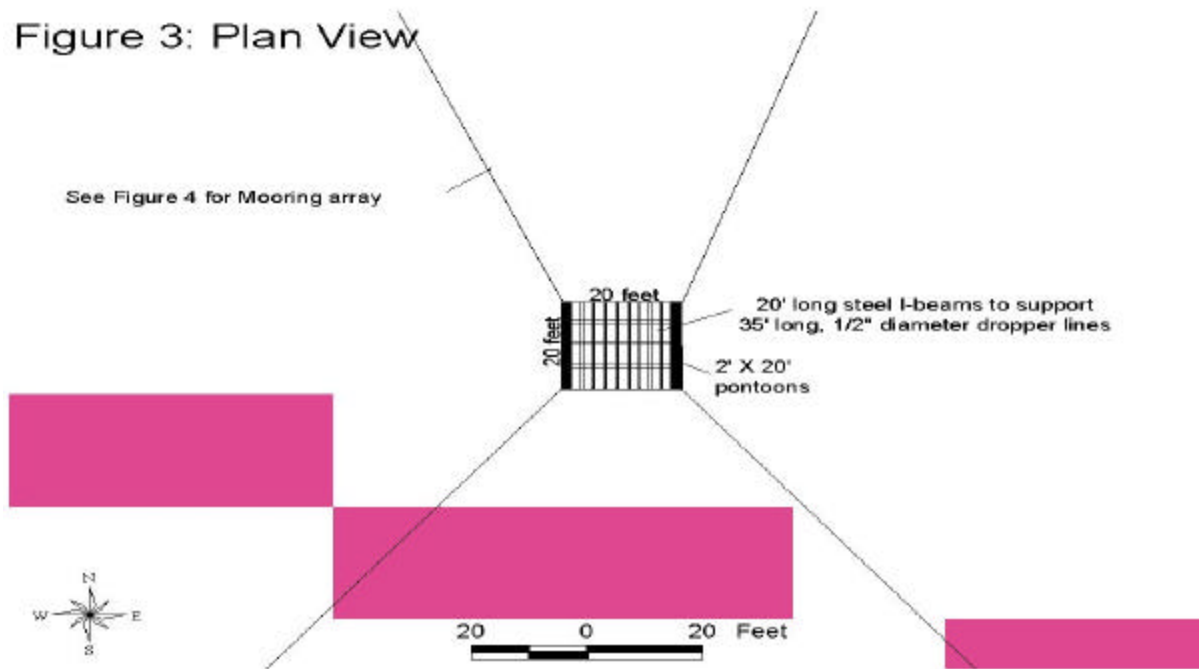
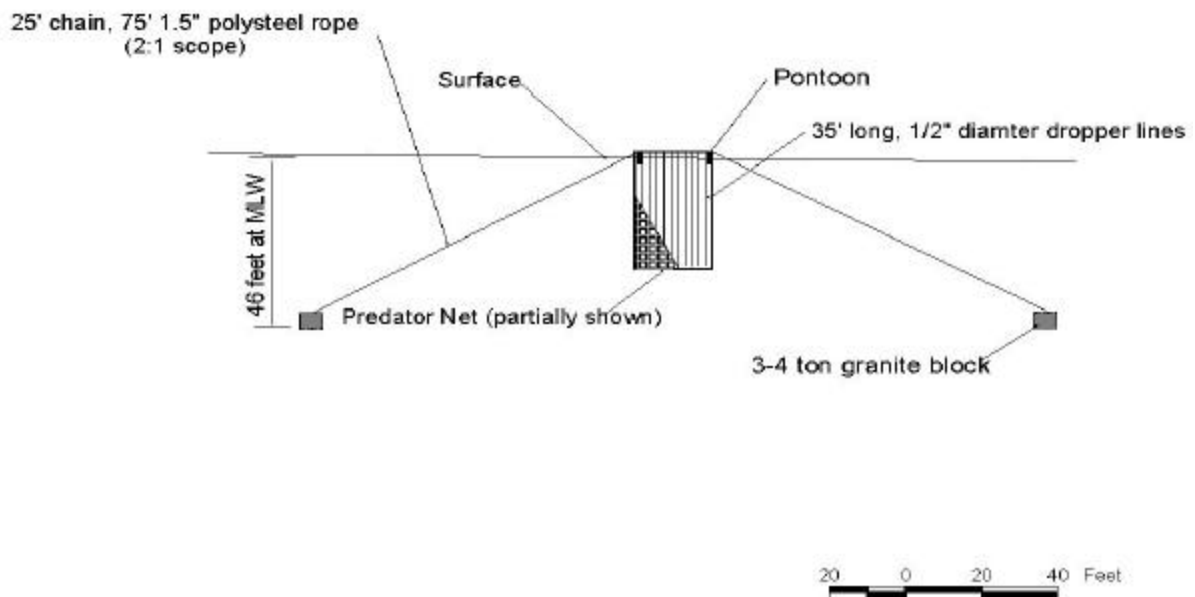


Figure 4: Cross-sectional View



# Shellfish Health Zones

